

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA	)	
and	)	
STATE OF NEW MEXICO, <i>ex rel.</i> STATE	)	
ENGINEER,	)	
	)	
Plaintiffs,	)	
	)	No. 01cv00072 BB-WDS
and	)	
	)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ADJUDICATION
	)	
Plaintiffs in Intervention,	)	
	)	DECLARATION OF GARY A.
	)	DURR IN SUPPORT OF
	)	PLAINTIFF UNITED STATES'
	)	MOTION FOR DEFAULT
	)	JUDGMENT
	)	
v.	)	Subfile No. ZRB-1-0007
	)	
A & R PRODUCTIONS, et al.	)	
	)	
Defendants.	)	
_____	)	

I, Gary A. Durr, am employed as a Paralegal Specialist with the Department of Justice and have been assigned to work in support of counsel for the United States in the above-captioned case.

A. Defendants in the Zuni River Basin Adjudication, Sub-areas 4 and 8, pursuant to the Special Master's Procedural and Scheduling Order for the Adjudication of Water Rights Claims in Sub-areas 4 and 8 of the Zuni River Stream System (Doc. No. 387), were sent a service packet that included a proposed Consent Order, Request for Consultation form, a form Answer, Notice of Water Rights Adjudication, and if the defendant had not been served process

or had not voluntarily waived such service, a copy of the Amended 2003 Complaint, a Request for Waiver of Service of Summons, and two copies of a Waiver of Service of Summons with a prepaid return envelope. The packet also included a letter from the United States explaining the purpose of the forms and to whom and when documents were to be mailed or provided if the defendant chose to respond. The documents were mailed to the defendant's mailing address via certified mail, return receipt requested.

B. The service packet for Katherine L. Belford aka Katherine L. Clark (ZRB-1-0007), was mailed to the Defendant's address of record and the packet was returned to my office on February 24, 2006, marked by the United States Postal Service (USPS) as "Unclaimed" and then marked "Forward" to a different address. The envelope was subsequently marked as "Not Deliverable As Addressed, Unable To Forward." The service packet was mailed again on July 10, 2008 to the Defendant's address of record and was returned to my office on August 8, 2008 marked by the USPS as "Unclaimed." Copies of the envelopes are attached to this Declaration.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: January 30, 2009



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GARY A. DURR  
U.S. Department of Justice  
1961 Stout Street - 8<sup>th</sup> Floor  
Denver, CO 80294  
(303) 844-1359

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery

1. Article Addressed to:

Katherine L. Clark aka  
 Katherine L. Belford  
 P.O. Box 893  
 Ramah, NM 87321

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type

Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

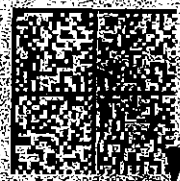
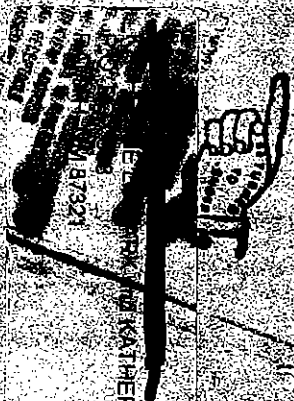
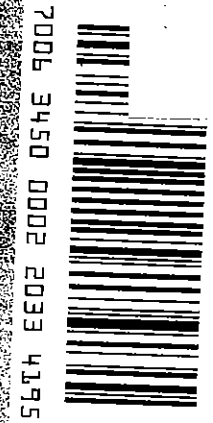
2. Article Number (Transfer from service label)

7006 3450 0002 2033 4195

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540



neopost  
 06/16/2009  
 07:10:08  
 Mailed from 80293  
 099  
 US OFFICIAL MAIL  
 300 PRIORITY  
 100 PRIORITY  
 US POSTAGE

J93

7-14-09  
 7-14-09  
 7-14-09

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to

Katherine L. Clark a.k.a Katherine  
L. Belford  
P.O. Box 893  
Ramat, NM 87321

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number

(Transfer from service label)

7005 1160 0005 3392 6701

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

*Handwritten:* Katherine L. Clark a.k.a Katherine  
L. Belford  
P.O. Box 893  
Ramat, NM 87321

7005 1160 0005 3392 6701



**NO POSTAGE  
NECESSARY  
IF MAILED  
IN THE  
UNITED STATES**

*Resend*

*Handwritten:* 893

